

FEB 03 2005

**AMENDMENT TRANSMITTAL LETTER
Under Small Entity Status**

Attorney Docket No:
1522-K-CONT

Application Serial Number:
10/713,519

Filing Date:
11/14/2003

Examiner:
Victor L. MacArthur

Art Unit:
3679

Invention: RAIL CLIP

TO THE COMMISSIONER FOR PATENTS:

Transmitted herewith is an amendment in the above-identified application. The fee has been calculated as shown below.

CLAIMS AS AMENDED

| | CLAIMS REMAINING AFTER AMENDMENT | | HIGHEST NUMBER PREVIOUSLY PAID FOR | NO. OF EXTRA CLAIMS PRESENT | RATE | ADDITIONAL FEE |
|---------------|-------------------------------------|-------|--|--------------------------------|----------|-------------------|
| TOTAL CLAIMS | 12 | MINUS | 12 | 0 | \$25.00 | \$0 |
| INDEP. CLAIMS | 1 | MINUS | 1 | 0 | \$100.00 | \$0 |

X Petition is hereby made under 37 CFR 1.136(a) to extend the time for response to the Office Action of 9/15/2004 to and through 2/15/2005, comprising an extension of the shortened statutory period of:

_____ one month (\$60.00) _____ three months (\$510.00)
X two months (\$225.00) _____ four months (\$795.00)

X If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 19-0083

TOTAL ADDITIONAL FEE FOR THIS AMENDMENT **\$620.00**

X Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.


_____ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.

X A check in the amount of \$ 620.00 is attached. (RCE and 2 Mo. Ext. of Time)

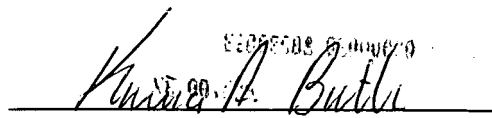
X The Director is hereby authorized to charge any additional fee(s) or underpayment of fee(s), or credit any overpayment, to Deposit Account No. 19-0083

_____ No additional fee is required.

2/1/05
Date


Joseph A. Sebolt
Reg. No. 35,352

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or the correspondence is being facsimile transmitted to the USPTO, on 2/1/05.


Karina A. Butler

02/04/2005 HDEMESS1 00000070 10713519

02 FC:2252

225.00 OP



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | |
|-----------------------|---------------------|
| IN RE APPLICATION OF: | ROBERT E. PLATT |
| FOR: | RAIL CLIP |
| SERIAL NO. | 10/713,519 |
| FILING DATE: | 11/14/03 |
| EXAMINER: | Victor L. MacArthur |
| ART UNIT: | 3679 |
| CONFIRMATION NO.: | 9978 |
| LAST OFFICE ACTION: | 09/15/04 |
| ATTORNEY DOCKET NO. | 1522-K-CONT |

AMENDMENT "B" - SUBMISSION WITH FILING OF RCE

Mail Stop AF
Assistant Commissioner of Patents
P.O. Box 1450
Alexandria, VA 222313-1450

Dear Sir:

In response to the office action dated September 15, 2004, the Applicant respectfully requests the entry of the following amendments.